

LYNDON CITY COUNCIL
REGULAR MEETING MINUTES OF
May 16, 2016

The Lyndon City Council met in regular session on Monday, May 16, 2016, 7:00 p.m., at City Hall.

1. CALL TO ORDER: Mayor Cole called the meeting to order.

- a) City Clerk called roll of the City Council. Members Darby Kneisler, Doug Watson, and Bill Patterson present. Steve Morrison absent with prior notification.

City Staff present: Pat Walsh, City Attorney; Julie Stutzman, City Clerk; David Wilson, Maintenance Supervisor; and Darrel Manning, Chief of Police.

Others present: Jan Ogelby, Osage Herald Chronicle (8:10)

2. ADOPTION OF MINUTES OF PREVIOUS MEETINGS:

- a) Patterson made the motion to approve the Regular Meeting minutes of April 18, 2016 as amended. Kneisler seconded, motion carried.
- b) Watson made the motion to approve the Regular Meeting minutes of May 2, 2016 as written. Patterson seconded, motion carried.

3. CONSENT AGENDA:

- a) Approval of Bills: Watson made the motion to approve the bills as set forth. Kneisler seconded, motion carried.

4. PUBLIC COMMENTS: None.

5. CORRESPONDENCE TO COUNCIL:

- Pledge of securities from Lyndon State Bank as of May 30, 2016.
- Public Wholesale Water Supply District #12 Annual Meeting minutes of April 20, 2016.
- Public Wholesale Water Supply District #12 Regular Meeting minutes of April 20, 2016.
- Thank you notes from the MdCV Elementary School and Class of 2017 for the City's donation of pool passes for their events.
- April 2016 edition of the Kansas Government Journal.

6. UNFINISHED BUSINESS:

- a. WATER TOWER MAINTENANCE PROGRAM: The Council received a copy of the proposed contract from Utility Services for a maintenance program on the City's water tower. The City Attorney expressed concerns about the contract, including how the contract works with cities that are cash basis and no opt-out clause if the City terminates the contract without penalties. The Mayor stated he

spoke with Mr. Duggar and the contract is negotiable and the City could change the language to meet the City's needs. The cash basis law requires the full funding amount of the project is committed and available at the time the contract is signed. The contract provides annual inspections, annual maintenance and pre-paying for the re-painting of the water tower every so many years. The annual cost also includes the water agitator for the tower.

After a lengthy discussion about the current condition of the water tower, it was consensus of the Council not to enter into a contract for water tower maintenance at this time. The Council discussed setting up a water reserve fund by ordinance for long-term repairs and maintenance.

- b. RESULTS OF LIGHT POLE INSPECTION AT JONES PARK BALL FIELDS: The Council received the results of the pole inspections by Brandy Electric. The Maintenance Supervisor stated he has Brandy Electric working on costs of replacing the poles that need removed and a separate cost of all new light poles and field lighting. He stated Musco Lighting provided estimates on new poles and lighting and is waiting for cost information from Qualite as well. The Maintenance Supervisor stated the estimated cost is approximately \$150,000 per field for new poles and field lighting from what Musco estimated. After a lengthy discussion, it was consensus of the Council to invite the representative from Musco Lighting to attend the next meeting to discuss the options to upgrade and replace the aged lighting system at Jones Park ball fields.
- c. COST OF STREETLIGHT ON ASH COURT FROM KCPL: The Maintenance Supervisor stated he and the City Clerk worked with KCPL and provided Council the cost to place a light pole on Ash Court/Street. He stated KCPL has a utility easement between each lot. The suggested placement of the pole would be on the west side of 11th street and if more than one were placed, the other one would go in the cul-de-sac. The City Clerk stated the cost of the streetlight is paid through reduction of the City's franchise payments from KCPL. The cost for the 100-watt streetlight is \$24.17 per month/\$290.04 annually and the 150-watt streetlight is \$25.73 per month/\$308.76 annually. She stated the majority of the residential street lighting in town is the 100-watt streetlight. After further discussion, the Council directed the City Clerk to send letters to all of the residents on Ash Court/Street to get their feedback on the streetlight.
- d. SEWER PLANT PROJECT UPDATE: The City Clerk provided Council with two letters from Rod Geisler and Frank Weinhold of KDHE in regards to the sewer plant report and funding.

The Mayor stated he received an email from Bruce Boettcher with BG Consultants. It stated that Mr. Boettcher has reached out to three potential landowners out of five potential sites for the sewer plant project. He will also outline the next steps in what needs to happen for property acquisition and will help take the lead on that.

The email also stated that Mr. Boettcher also met with KDHE on Thursday and gained good direction on treatment options. He said the non-discharging is being allowed, but has to be in cells. Mr. Boettcher stated BG Consultants would be evaluating the cost for the non-discharging lagoon and providing options for the City to discuss on collection system improvements and to what extent the City would like to improve the sanitary sewer system.

KIAC meetings are held on the second and fourth Tuesday of the month; and he anticipates a June 28, 2016 meeting for the City. The meeting requires at least one person from Council, one from city staff, the grant writer and the engineer.

The City Clerk stated that she and the Mayor met with a representative with Midwest Bank about interim financing and the Mayor briefly discussed it with Council.

7. NEW BUSINESS:

- a) OSAGE COUNTY GUIDE: Jan Ogelby from the Osage Herald Chronicle provided Council a copy of the current edition of the Osage County Guide and the cost for advertising in the next edition that comes out in early fall. They update and print the guide every couple of years and in the previous edition, the City advertised with 1/4 of the page. After further discussion, it was consensus of the Council to table the matter and see if Lyndon Pride wants to participate and share a full page with the City.
- b) 2016 POOL RATE & HOURS: The Council received a copy of the pool rates and hours for 2016. Watson made the motion to approve the 2016 Lyndon City pool rates and hours. Patterson seconded, motion carried.
- c) FIRST QUARTER FINANCIAL UPDATES: The Council received quarterly financial updates and briefly discussed it with the governing body.
- d) DISCUSSION OF SALE OPTIONS FOR 2008 CHEVY AND 2001 FORD: The City Clerk stated the 2008 Chevy Impala and 2001 Ford Crown Vic are no longer being used and looking for Council direction on how to proceed with selling the vehicles. After further discussion, the Council directed the City Clerk to post advertising that the City is taking sealed bids until June 17, 2016 for the city vehicles. The Council will approve bids at the June 20 meeting.
- e) MICROCOMM WARRANTY PROPOSAL: The Council received a copy of the warranty proposal from MicroComm for the telemetry system between the water plant and the water tower, which the City has never signed or approved. It was consensus of the Council not to participate in the warranty.

8. STAFF REPORTS:

- a) POLICE: The Council received a copy of the Officer Activity report.

- b) PLANNING AND ZONING: The next commission meeting is May 4, 2016 at 6:30 p.m.
- c) PUBLIC WORKS: Council received a copy of the Maintenance Activity report and discussed street repair, storm water and curb/gutter projects with the governing body.
- d) CITY CLERK: The City Clerk provided Council with the Clerk's report and discussed it with Council.

9. COUNCIL/MAYOR COMMENTS AND REPORTS:

Patterson asked about the LMI survey and if we had heard from Donna Crawford from Governmental Assistance Services. The City Clerk stated it should be underway by the first part of June according to Bruce Boettcher from BG Consultants.

Patterson briefly discussed Facebook posts he received about drainage issues.

10. EXECUTIVE SESSION:

Patterson made the motion to recess to executive session for 10 minutes for Attorney-Client privilege. Watson seconded, motion carried. Council reconvened with Patterson making the motion to authorize the City Attorney to sign the settlement agreement with the city lake landowners and make payment to the landowners for \$40,000 as payment in full of all current and future maintenance and costs associated with said lake.

Kneisler made the motion to recess to executive session for 10 minutes for discussion prior to acquisition to real estate with the City Attorney attending. Watson seconded, motion carried. Council reconvened with no action taken.

Kneisler made the motion to recess to executive session for 5 minutes for non-elected personnel. Patterson seconded, motion carried. Council reconvened with Patterson making the motion to interview candidates 1, 2, and 4 at a special meeting on Thursday, May 19, 2016 at 6:30 p.m. for the utility clerk position. Kneisler seconded, motion carried.

11. ADJOURNMENT: Watson made the motion to adjourn to Monday, May 19, 2016, at 6:30 p.m. for the special meeting. Patterson seconded, motion carried.


City Clerk